

Message Text

LIMITED OFFICIAL USE

PAGE 01 LIMA 01121 051853Z

47

ACTION EB-07

INFO OCT-01 ARA-06 EA-07 ISO-00 SSO-00 INRE-00 CAB-02

CIAE-00 COME-00 DODE-00 DOTE-00 INR-07 NSAE-00 FAA-00

L-03 /033 W

----- 068850

O R 051815Z FEB 76

FM AMEMBASSY LIMA

TO SECSTATE WASHDC IMMEDIATE 8686

INFO AMCONSUL MELBOURNE

LIMITED OFFICIAL USE LIMA 1121

MELBOURNE FOR CIVAIR STYLES

FOR EB/OA/AN - MR. RIMAS

EO 11652: NA

TAGS: EAIR, PE

SUBJ: CIVAIR - BRANIFF FLIGHT REQUEST

REF: LIMA 1025

1. ECONOMIC COUNSELOR AND EMBASSY OFFICER MET ON FEBRUARY 4 WITH MINISTER LUIS SOLARI (IN CHARGE OF AVIATION AFFAIRS) AND U.S. DESK OFFICER JAIME ALVAREZ, MINISTRY OF FOREIGN AFFAIRS, TO REVIEW BRANIFF SITUATION. EMBASSY OFFICERS REVIEWED, POINT BY POINT, THE THREE STATED REASONS FOR DGTA REFUSAL OF BN FLIGHT 911:

A. EMPHASIZED THAT SINCE THERE WERE NO TRAFFIC RIGHTS BETWEEN MIAMI AND LIMA, IT SHOULD NOT BE CONSIDERED AN ADDITIONAL FLIGHT EXCEEDING THE LIMIT OF SEVEN TRAFFIC FLIGHTS FROM MIAMI;

B. ALSO EMPHASIZED THAT CROSS-CONNECTIONS WAS A LEGITIMATE PRACTICE USED BY ALL AIRLINES, INCLUDING AEROPERU;

LIMITED OFFICIAL USE

PAGE 02 LIMA 01121 051853Z

C. NOTED THAT POSSIBILITY THAT BRANIFF MIGHT OVERCOME TRAFFIC RESTRICTIONS BETWEEN MIAMI-LIMA BY DOUBLE-TICKETING INTERMEDIATE POINTS WAS AN ASSUMPTION WHICH HAD NO BASIC JUSTIFICATION AND THAT IN ANY CASE THERE WAS AN ESTABLISHED PROCEDURE FOR AIRLINES TO BE CHARGED WITH SUCH INFRACTIONS, ADDING THAT IT WAS NOT CORRECT, THEREFORE, FOR SUCH AN ASSUMPTION TO BE USED AS A LEGAL BASIS FOR REFUSAL OF FLIGHT 911.

2. SOLARI CONFIRMED THAT MAJOR REASON FLIGHT 911 WAS TURNED DOWN AT THE LAST MOMENT ON FRIDAY, JANUARY 30, WAS THAT AEROPERU FEARED THAT THE DOUBLE-TICKETING PROCEDURE WOULD OBTAIN THE TRAFFIC RESTRICTION AND THAT THIS WAS SERIOUS CONCERN TO GOP. HE REQUESTED THAT U.S. MAKE TECHNICAL SUGGESTION FOR WAY TO GUARANTEE THAT THIS WOULD NOT OCCUR. EMBASSY OFFICERS STATED THAT THEY WOULD LOOK INTO QUESTION OF WHETHER TECHNICAL SYSTEM COULD BE DEvised FOR PERUVIAN AUTHORITIES TO CHECK AND MAKE SURE DOUBLE-TICKETING WAS NOT TAKING PLACE.

3. SOLARI READILY ADMITTED THAT THE STATED DGTA REASONS (EXCEPT PERHAPS FOR THE DOUBLE-TICKETING PROBLEM) WOULD NOT JUSTIFY A REFUSAL. WHEN EMBASSY OFFICER EXPLAINED THAT AEROPERU ALSO FEARED COMPETITION BETWEEN SANTIAGO-MIAMI, SOLARI AGREED THIS WAS THIRD AND FOURTH FREEDOM TRAFFIC FOR U.S. BUT ONLY FIFTH FREEDOM TRAFFIC FOR PERU AND, THEREFORE, WOULD NOT JUSTIFY A REJECTION OF FLIGHT 911.

4. EMBASSY OFFICERS ALSO EXPRESSED SERIOUS CONCERN REGARDING REFUSAL BY DGTA OF BRANIFF'S REQUEST FOR TECHNICAL STOP OF FLIGHT 911 ON TUESDAY, FEBRUARY 3 (LIMA 1065). SOLARI WAS UNAWARE OF THIS REFUSAL AND EMBASSY OFFICERS EMPHASIZED TO HIM THE SERIOUSNESS OF THIS REFUSAL SINCE AIRLINES ON NUMEROUS OCCASIONS MUST MAKE TECHNICAL STOPS IN LIMA DUE TO WEATHER AND/ OR EQUIPMENT PROBLEMS, AND THAT IT COULD BE DANGEROUS IF DGTA WOULD NOT APPROVE A REQUEST OR IF IT ESTABLISHED LONG, DRAWN-OUT PROCEDURE WHICH WOULD NOT AFFORD QUICK METHOD FOR OBTAINING SUCH CLEARANCES. EMBASSY OFFICER LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 LIMA 01121 051853Z

REQUESTED ASSURANCE THAT DGTA WOULD CONTINUE IN THE FUTURE TO GRANT APPROVALS IN THE MOST EXPEDITIOUS MANNER POSSIBLE. SOLARI PROMISED THAT HE WOULD RAISE THIS MATTER WITH DGTA IMMEDIATELY.

5. SOLARI AGREED WITH DGTA VIEW THAT STYLES SHOULD MAKE VISIT TO LIMA TO DISCUSS PENDING AVIATION PROBLEMS. EMBASSY OFFICERS EMPHASIZED THAT MEANWHILE GOP SHOULD

CAREFULLY CONSIDER PROPOSALS MADE BY STYLES IN LETTER OF JANUARY 20, AS THESE OFFER A SOLUTION TO THE PENDING PROBLEMS. IF PERU HAD ANY PROBLEMS WITH THE STYLES SUGGESTIONS, IT SHOULD PREPARE A COUNTERPROPOSAL FOR PRESENTATION AS SOON AS POSSIBLE.

6. GIST OF ABOVE PASSED ON TO BRANIFF REF AFTER FONOFF MEETING.
DEAN

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: GOVERNMENT REACTIONS, AIR SCHEDULES
Control Number: n/a
Copy: SINGLE
Draft Date: 05 FEB 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: morefirh
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976LIMA01121
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760044-0440
From: LIMA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760280/aaaacrui.tel
Line Count: 124
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 76 LIMA 1025
Review Action: RELEASED, APPROVED
Review Authority: morefirh
Review Comment: n/a
Review Content Flags:
Review Date: 20 MAY 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <20 MAY 2004 by BoyleJA>; APPROVED <27 MAY 2004 by morefirh>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: CIVAIR - BRANIFF FLIGHT REQUEST
TAGS: EAIR, PE, US, BRANIFF
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006